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OFFICE OF PETITIONS

In re Application of :
Van Hoa Lee :
Application No. 10/763,077 :
Filed: January 22, 2004 :
Attorney Docket No. AUS920031061US1 :

ON PETITION

This is a decision on the petition, filed July 10, 2007 under 37 CFR 1.313(c)(2) to withdraw the above-identified application from issue after payment of the issue fee.

The petition is **GRANTED**.


The above-identified application is withdrawn from issue for consideration of a submission under 37 CFR 1.114 (request for continued examination). See 37 CFR 1.313(c)(2).

Petitioner is advised that the issue fee paid on June 13, 2007 in the above-identified application cannot be refunded. If, however, the above-identified application is again allowed, petitioner may request that it be applied towards the issue fee required by the new Notice of Allowance.¹

The file does not indicate a change of address has been submitted, although the address given on the petition differs from the address of record. If appropriate, a change of address should be filed in accordance with MPEP 601.03. A courtesy copy of this decision is being mailed to the address given on the petition; however, the Office will mail all future correspondence solely to the address of record.

Telephone inquiries should be directed to Irvin Dingle at (571) 272-3210.

This matter is being referred to Technology Center AU 2115 for processing of the request for continued examination under 37 CFR 1.114 and for consideration of the concurrently filed Information Disclosure Statement.


Irvin Dingle
Petitions Examiner
Office of Petitions

cc: Peter B. Manzo
Yee & Associates, P.C.
P.O. Box 802333
Dallas, TX 75380

¹ The request to apply the issue fee to the new Notice may be satisfied by completing and returning the new Issue Fee Transmittal Form PTOL-85(b), which includes the following language thereon: Commissioner for Patents is requested to apply the Issue Fee and Publication Fee (if any) or re-apply any previously paid issue fee to the application identified above. Petitioner is advised that, whether a fee is indicated as being due or not, the Issue Fee Transmittal Form **must** be completed and timely submitted to avoid abandonment. Note the language in bold text on the first page of the Notice of Allowance and Fee(s) Due (PTOL-85).

DATE 7/11/07

APPLICATION NUMBER 10/763077

DOC CODE IMIS

DOC DATE _____

· DELIVER THE ATTACHED FILE/DOCUMENT TO THE TC
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CONTRACTOR: THE ATTACHED FILE/DOCUMENT MUST BE
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Date : July 11, 2007
TO : Director, Office of Patent Publication
FROM : Office of the Deputy Commissioner
for Patent Examination Policy
SUBJECT : Withdrawal from Issue of Application No. 10/763,077

Applicant(s) : Van Hoa Lee
Application No. : 10/763,077
Filed : January 22, 2004

The above-identified application has been assigned Patent No. 7,246,253 and an issue date of July 17, 2007.

It is hereby directed that this application be withdrawn from issue at the request of the applicant.

Do not refund the issue fee.

The following erratum should be published in the Official Gazette if the above-identified application is published in the OG of: July 17, 2007.

"All reference to Patent No. 7,246,253 to Van Hoa Lee of Texas for METHOD AND APPARATUS TO CHANGE THE OPERATING FREQUENCY OF SYSTEM CORE LOGIC TO MAXIMIZE SYSTEM MEMORY BANDWIDTH appearing in the Official Gazette of July 17, 2007 should be deleted since no patent was granted."

Irvin Dingle
Petitions Examiner
Office of Petitions

cc: Paul Harrison
Deneise Boyd
Mary Louise McAskill
Niomi Farmer
Mary E. Johnson (Cookie)
Duane Davis
Brad Harris
Kim Terrell
Kay Pinkney
Betty Powell